



IFW

Attorney Docket No.: 43887-178  
**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	:	
	:	Customer No. 53080
Masayuki ONO, et al.	:	
	:	Confirmation No.: 9166
Application No.: 10/560,589	:	
	:	Group Art Unit: 2814
Filed: September 7, 2006	:	Examiner: ABUL KALAM
	:	
For: LIGHT-EMITTING DEVICE, METHOD FOR	:	
PRODUCING SAME, AND DISPLAY	:	

**ELECTION UNDER 35 U.S.C. § 121**

Mail Stop Amendment  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement set forth in the Office Action mailed  
March 11, 2009, having a shortened statutory period for response set to expire  
April 11, 2009, wherein the Examiner required restriction between the following Groups:

Group I	Claims 1-14, drawn to a light emitting device; and
Group II	Claims 15-18, drawn to a light emitting assembly comprising a light emitting device and a thin film transistor.

Applicants elect Group I for initial prosecution on the merits. Applicants also reserve  
the right to file a Divisional Application for the non-elected claims which the Examiner  
has indicated are patentably distinct.

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition for extension of time.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0417.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 4/10/09

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